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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

IN RE DIAMOND RESORTS  
INTERNATIONAL, INC. SECURITIES  
LITIGATION

Civil Action No. 2:18-cv-01355

**JOINT STIPULATION AND  
ORDER**

WHEREAS, Court appointed Lead Plaintiffs ODS Capital LLC and Nantahala Capital Management, LLC and Defendants Diamond Resorts International, Inc., David J. Berkman, Stephen J. Clooback, Richard M. Daley, Frankie Sue Del Papa, Jeffrey W. Jones, David Palmer, Hope S. Taitz, Zachary D. Warren, and Robert Wolf (collectively, "Defendants") (together, the "Parties") have met and conferred regarding this stipulation;

WHEREAS, the complaint in this action is governed by the Private Securities Litigation Reform Act, 15 U.S.C. § 78u-4 et seq. (the "PSLRA"), which provides for a process for the appointment of lead plaintiff(s) and lead counsel to represent the putative class;

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the Parties, as follows:

1. Undersigned counsel for Defendants accept service of the summons and complaint in the above-captioned action on behalf of Defendants, without prejudice to and waiver of any of Defendants' defenses, objections, or arguments, except as to sufficiency of service of process.
2. Until service of an amended complaint ("AC"), or notice that no AC shall be filed, Defendants shall not be required to answer the complaint in the above-captioned action.
3. Lead Plaintiff shall file an AC within sixty days (60) after the entry of this order, which shall serve as the operative complaint in the action and shall supersede any other related complaints filed in and/or transferred to this Court.
4. Following service of the AC, the parties shall meet and confer to set a reasonable schedule for Defendants to move, answer or otherwise respond to the AC, and for any subsequent briefing.
5. This stipulation shall not prejudice any Party's rights to request reasonable extensions from the Court for any deadlines set herein or by other applicable law.

**IT IS SO ORDERED.**

  
UNITED STATES DISTRICT JUDGE  
Dated: November 8, 2018.

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1 Dated: November 7, 2018

Respectfully submitted,

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21 (SIGNATURE PAGE CONTINUED)

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